

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

HAYDEN

Application No.: 10/708,867

Filed: March 29, 2004

Atty. Docket No.: 47315.0038

Title: "DISTRIBUTED NETWORK
STORAGE SYSTEM WITH
VIRTUALIZATION"Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

) Art Unit: 2171
)
) Examiner: not yet assigned
) Confirmation No.: 2866

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CERTIFICATE OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY THAT THIS PAPER IS BEING TRANSMITTED
VIA FACSIMILE TO THE U.S. PATENT AND TRADEMARK OFFICE
ON THE DATE SHOWN BELOW.

Signature: 
 Print Name: Sherry Scares
 Date: March 15, 2005

*Jel
Dphy*

FIRST PRELIMINARY AMENDMENT

Dear Sir:

Prior to the initial review of the above-identified patent application by the Examiner, please enter the following Preliminary Amendment. Please amend the above-identified patent application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 6 of this paper.

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U.S. Patent Application No. 10/708,867
Preliminary Amendment dated March 19, 2005

REMARKS

Claims 1-17 are currently pending in the application. Claims 1-17 have been canceled.

Claims 18-38 have been added.

Claim related fees in the amount of \$25.00 for one dependent claim in excess of twenty are believed to be due with this response. Please debit Deposit Account 08-2623 for the amount of \$25.00. In addition, please charge any deficiency in payment or credit any overpayment to Deposit Account 08-2623.

Respectfully submitted,

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Date: March 15, 2005
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PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875					Application or Docket Number 10/708867
CLAIMS AS FILED – PART I					
(Column 1)			(Column 2)		
FOR	NUMBER FILED	NUMBER EXTRA			
BASIC FEE (37 CFR 1.16(a))					
TOTAL CLAIMS (37 CFR 1.16(c))	17	minus 20 =			
INDEPENDENT CLAIMS (37 CFR 1.16(b))	1	minus 3 =			
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))					
* If the difference in column 1 is less than zero, enter "0" in column 2.					
CLAIMS AS AMENDED – PART II					
(Column 1)			(Column 2)	(Column 3)	
AMENDMENT A	3-15-05	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	21	Minus	" 20	= 1
	Independent (37 CFR 1.16(b))	1	Minus	" 3	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					
AMENDMENT B		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	17	Minus	" 16	=
	Independent (37 CFR 1.16(b))	1	Minus	" 1	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					
AMENDMENT C		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	17	Minus	" 16	=
	Independent (37 CFR 1.16(b))	1	Minus	" 1	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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